



**REGULAR MEETING OF THE COMMON COUNCIL
MIDDLETOWN, CONNECTICUT
FEBRUARY 6, 2012**

Organization Meeting A Regular Meeting of the Common Council of the City of Middletown was held in the Council Chamber of the Municipal Building, on Monday, February 6, 2012 at 7:00 p.m.

Present Mayor Daniel T. Drew, Council Members Thomas J. Serra, Ronald P. Klattenberg, Mary A. Bartolotta, Gerald E. Daley, Robert P. Santangelo, Hope P. Kasper, Grady L. Faulkner, Jr., Philip J. Pessina, Joseph E. Bibisi, Linda Salafia, Todd G. Berch, and Deborah A. Kleckowski, Corporation Counsel Daniel B. Ryan, Sergeant-at-Arms Joshua Ward, and Council Clerk Marie O. Norwood.

Also Present Hartford Courant Reporter Shawn Beals, Middletown Press Reporter Jim Salemi, and eighty Members of the Public

Meeting Called to Order Mayor Drew calls the meeting to order at 7:05 p.m. and asks Xavier Football Captain Pat D’Amato to lead the public in the Pledge of Allegiance.

Call of Meeting Read The Call of Meeting was read and accepted. Mayor Drew declares the Call a Legal Call and the Meeting a Legal Meeting.

Motion to Amend Agenda Councilman Serra moves to amend the agenda with the addition of agenda item 12-15, regarding the purchasing of vehicles by departments; Councilman Pessina seconds the Motion. The Chair calls for the vote and it is unanimous to approve with eleven aye votes; councilman Berch is not in his seat. Councilman Serra states for informational purposes, the intent of Finance and Government was to amend the Police Department appropriation request to reduce it to \$150,000 and to defeat the Emergency Management appropriation as the Director said he would transfer money between accounts to cover this.

Agenda Item 3
Description

Presentations

Agenda item 3-1

The Chair calls on Councilman Santangelo for agenda item 3-1; Councilman Santangelo asks if Pam Balisciano is present. She is not. Councilman Santangelo asks to read the resolution into the record. He reads it and moves it for approval. His motion is seconded by Councilman Pessina. The Chair states, without objection, the resolution is approved by acclamation. There are no objections and the Chair declares the matter approved .

Resolution No.
File Name
Description
(Approved)

24-12
ccbalisciano
Congratulating Pamela Balisciano on her retirement.

Whereas, Pamela Balisciano began working for the City of Middletown in August, 1980 as a School Secretary with the Board of Education; and

Whereas, she transferred to the Fire Department in February, 1999 as Administrative Secretary; she was promoted to Administrative Secretary III in January, 2002; and

Whereas, Pamela has retired after thirty-one years serving the public as a School Secretary with the Board of Education and in the Fire Department.

Now, Therefore, Be it Resolved by the Common Council of the City of Middletown: That, on behalf of the citizens of Middletown, we thank Pamela Balisciano for thirty-one years of service to the City and we offer our congratulations and our best wishes to her for a happy, healthy retirement; and

Be It Further Resolved: That we wish Pamela good luck in all her future endeavors.

Agenda Item 3-2

Councilwoman Bartolotta asks if Debra Sullivan is present and asks her to come forward. Councilwoman Bartolotta reads the resolution and moves it for approval. Councilman Pessina seconds the motion. The Chair states, without objection, the resolution is approved by acclamation. There are no objections and the matter is declared approved. Councilwoman Bartolotta congratulates

Ms Sullivan; the public gives her a standing ovation.

The Chair states a few of your Council colleagues would like to say a few words. He recognizes Councilwoman Kleckowski who states I have known Deb, I don't remember not knowing her and working with you has been wonderful and working with you in my professional career has been wonderful and you were an asset to the Board of Education. I appreciate what you have done for the City and everything you have helped me with professionally. I look forward to seeing you around town.

Councilman Pessina states Deb has always been professional; we got to know each other when she was at the Board of Education and we got the rose from the Board and it came to the City of Middletown. Your smiling face was our gain.

The Mayor states Councilman Pessina nailed it; you always have a smile and it was a pleasure working with you and we miss you in the building already. Seeing your smiling face was a joy.

Resolution No.
File Name
Description
(Approved)

25-12
ccsullivan
Congratulating Debra Sullivan on her retirement.

Whereas, Debra Sullivan began working for the City of Middletown in September, 1988 as an Administrative Secretary III in the Board of Education; and

Whereas, she transferred to the Legal Department as Administrative Secretary III, October, 2009; and

Whereas, Debra has retired after twenty-three years serving the public in both the Administration Offices of the Board of Education and in the Legal Department.

Now, Therefore, Be it Resolved by the Common Council of the City of Middletown: That, on behalf of the citizens of Middletown, we thank Debra Sullivan for twenty-three years of service to the City and we offer our congratulations and our best wishes to her for a happy, healthy retirement; and

Be It Further Resolved: That we wish Debra good luck in all her future endeavors.

Agenda Item

3-3

Councilman Daley states I have agenda Item 3-3 and asks Coach Marinan and the rest of coaching staff, along with the players and cheerleaders to line up in front of the dais. Councilman Daley reads the resolution and moves it for approval. He states he is sure you will display this along with the other trophies you have. The team receives a standing ovation for their accomplishment. Councilman Daley moves it for approval and his motion is seconded by Councilman Serra. The Chair states, without objection, the resolution can be approved by acclamation. There are no objections and the Chair declares the matter approved.

Coach Marinan thanks Council Daley and all members of the Council; it has been an incredible two years and he hopes they will be back next year; we take pride for Xavier and the City of Middletown and for the members of the team and cheerleaders thank you for this honor.

The Mayor congratulates you and the players on an extraordinary season; you are wonderful representatives of Middletown. Councilman Serra states they have won for two years and they are eligible for the Sports Hall of Fame. The Mayor asks if he knows the president of the Sports Hall of Fame; Councilman Serra responds at this point, yes.

Resolution No.
File Name
Description
(Approved)

26-12
ccxavier2011.docx
Congratulating Xavier High School Football Team.

WHEREAS, Xavier High School won the CIAC Class LL Championship and is ranked as the number one High School Football Team in Connecticut and the first Xavier Football Team to win back to back Class LL Championships; and

WHEREAS, the Falcons beat undefeated Staples of Westport with a score of 42 to 7 at Rentschler Field on December 9, 2011; the margin of victory was the largest in Class LL Championship history; and

WHEREAS, the Falcons finished their season with 13 wins and no losses and won their last 26 games; and

WHEREAS, Coach Sean Marinan along with coaching staff, Andy Guyon, Don Crescimanno, Mark Congdon, Raj Jaswal, Dave Sterling, Dick Nobile, Greg Jaskot, Kyle St. George, Joe Lentini, Bob Guyon and Ed Bartolotta worked with the team to bring out their best in each game; their level of play and use of two quarterbacks led them to an average score of 42 to 8 during the season; and

WHEREAS, the Falcons ran the ball 54 times for 408 yards, two pass completions for 97 yards and two of the Falcon touchdowns, with the offensive line finishing the game with 505 yards; the defensive line held their opponent to one touchdown and a total of only 144 yards; and

WHEREAS, Xavier Falcons Football Team Pat D’Amato(captain), Sean Marinan Jr.(captain), Mike Mastroianni(captain), Mike Bucior, Matt Craig, Ryan Craig, Matt Dekoeayer, Sean Difilippo, Jack Finnegan, Jordan Fitzpatrick, Tom Harrington, Ryan Jacobucci, Jay Kral, Ryan Murphy, Jovan Santos-Knox, Andrew Vadasz, Austin Wezenski, Jake Whalen, Elliot Antler, DeAngelo Berry, Tim Boyle, Mark Bucior, John Corracio, Zack Creeron, Kevin Dean, Jordan Delsesto, Rider Doolittle, Jonah Dorsey, Miquel dos Santos, Dan Drabinski, Obi Etuka, McNeil Finnegan, Matt Fishkind, Justin Fitzpatrick, Matt Gajowaik, Austin Guptel, Ben Lisle, Kris Luster, Matt Manzione, Charlton Ortega, Jake Rocamora, Max Schumann, Max Tylki, Chris Anderson, Nick Bisio, Ross Bohan, Riley Byrne, Joe Carbone, Cooper Clarkin, Colin Cunningham, Peter Dovidaitis, Earle Dupuis, Joe Felton, David Field, Will Garrity, Nate Gonzalez, David Horvath, Nick Howard, Derek Jones, Andrew Meoli, Vincent Neri, Noah Palo, Bobby Rose, Kevin Tobias, Tom Vanacore, Ricky Verre, Brian Watson, Kyle Wesner will be remembered for their extraordinary play during the 2011 Football Season.

NOW, THEREFORE, BE IT RESOLVED BY THE COMMON COUNCIL OF THE CITY OF MIDDLETOWN: That we congratulate the Xavier Falcon Football Team for the successful season culminating in being named the Class LL Champions and the number one football team in Connecticut; and

BE IT FURTHER RESOLVED: That we extend our best wishes from Middletown Citizens to the Players, Cheerleaders, Student Body for continued success on the playing field and in the classroom.

Agenda Item **3-4**

Councilman Serra states he has a resolution honoring the Italian Civic Order. Joseph Milardo comes forward. Councilman Serra reads the resolution and moves it for approval. He as with him one of the former Presidents of the Italian Civic Order and would like to say some words. Being a member and one of the past presidents, it has done what it says in the plaque. J.J. Vinci, Sr. was one of the prime movers and he will be 100 on March 3. It is incredible to watch Mr. Vinci; when I go by his house in the warm weather, he is cutting the grass. Congratulations on the work you have done

Noted for the Record

Councilman Berch takes his seat at 7:26 p.m.

Attorney Milardo states as one past president to another, he thanks him on behalf of the Board of Directors and its officers. Our president is away and was glad to accept this and the recognition and the recognition for Mr. Vinci. We wish him well and many more years of continuing working for us. Thank you for this recognition. He and the Italian Civic Order receive a standing ovation.

The Chair states do we have a second. Councilman Pessina seconds the motion. The Chair states the resolution can be approved by acclamation without objection. There are no objections.

Resolution No.
File Name
Description

(Approved)

27-12
ccitaliansocietyvincisr.docx
Congratulating the Italian American Civic Order on their 50th Anniversary and Joseph J. Vinci, Sr., as one of the founders on his 100th Birthday.

WHEREAS, The Italian American Civic Order was founded on December 7, 1961 in the City of Middletown by twenty-one citizens, James Bombaci, Gaetano Bonvino, Michael P. Canatta, Frank J. Carnevale, Carl P. Fortuna, Esx., Salvatore Fortuna, Giulio Giuffrida, Joseph M. Grimaldi, Richard LaRosa, Frank N. Magnano, Sebasitan G. Marino, Salvatore Marginelli, Michael P. Milardo, Vincent A. Scarozza, Jesse J. Salafia, Rev. Zenon A. Smilgo, Michael Tommasi, Salvatore L. Tomassi, Sebastian Valvo, and Joseph J. Vinci, Sr., many of whom served as elected or appointed officials of the City of Middletown, including the Common Council; and

WHEREAS, the Italian American Civic Order grew in membership and dedicated the organization to the ideals of civic accomplishment, charitable good works, and improvement of life in the city of Middletown by continuously providing, over the past 50 years, by providing college scholarships to public school children, donating time and financial assistance to Amazing Grace Community Pantry, St. Vincent DePaul Kitchen, the Battered Women’s Shelter, Warm the Children, MAPS, and many other community-based charitable services, as well as providing free use of its clubrooms and outdoor facilities for use by individuals and groups to do charitable good works and for use by the elderly of our City; and

WHEREAS, the Italian American Civic Order of Middletown, CT Inc., received corporate recognition of its existence by the Secretary of the State of Connecticut on March 5, 1979; they received determination that it is a Non-Profit, Tax Exempt Organization pursuant to Section 501© (4) of the Internal Revenue Code of the United States in recognition of its purpose of existence and charitable activities on July 5, 1979; and

WHEREAS, in March, The Italian American Civic Order of Middletown, CT Inc. celebrates its Golden Anniversary Year in 2012 and the 100th birthday of one of its founders and first President, Joseph J. Vinci, Sr.

NOW, THEREFORE, BE IT RESOLVED BY THE COMMON COUNCIL OF THE CITY OF MIDDLETOWN: That on behalf of all its citizens that it congratulates The Italian-American Civic Order of Middletown, Ct Inc. on their 50 years of service and charitable works for the betterment of the residents of Middletown; we hope their Golden Anniversary will be one milestone in their work as a Non-Profit, Tax exempt Organization and that they continue offering their service to Middletown and its citizens; and

BE IT FURTHER RESOLVED: That we congratulate Joseph J. Vinci Sr. on his 100th Birthday as one of its Founders and First President.

Agenda Item 3-5

Councilman Faulkner asks for the Keigwin students and Mr. Townes to come forward. He reads the resolution and moves it for approval. Councilman Pessina seconds the motion. Councilman Faulkner states thank you very much and he thanks the school system in particular and as soon as I called and mentioned it, the Board of Education, they took it up and reinstated it. Middletown was doing this every year when Mr. Townes worked at the school and he retired and it disappeared. I am proud to say I am African American and the history is important to me. We have a significant African American population here and if you see the exhibits, the African Americans were unique. We did not come here seeking freedom and we kind of reinvented ourselves. He presents the plaque to Keigwin and Mr. Townes on behalf of the Common Council. Mr. Townes and the Students of Keigwin receive a standing ovation.

Mr. Townes states Mayor and Council Members I invite you personally to see the display that has been put up. The Principal of Keigwin, Tracy Goff and the members of the Keigwin Student Council thank Councilman Faulkner and the Common Council for acknowledging the efforts of Keigwin and especially recognizing Mr. Townes for what he has done. After his retirement, he is till giving back and she issues a challenge and if you come by on February 16, you can take a look at our beautiful scavenger Hunt and see how well you do on finding the answers. Thank you.

Councilman Faulkner thanks his colleagues for supporting this resolution and Marie Norwood for supporting and pushing me. I have some copies to give to the Ministerial Alliance in the house today and Rosa Browne from the NAACP and Faith Jackson for the Human Relations Committee.

The Chair thanks Mr. Townes and the Principal of Keigwin and recognizes that Black history is American history and this country would not be what it is without their efforts and he looks forward to seeing Mr. Townes on the 16th

The Chair states, without objection, the resolution is approved by acclamation; there are no objections and the resolution is declared approved.

Resolution No.
File Name
Description
(Approved)

28-12
ccblackhistory12
Honoring the observance of Black History Month.

WHEREAS, every President since 1976 has issued a proclamation declaring February as Black History Month in the United States; and

WHEREAS, this observance was created to educate the American people about African-American history, focusing and highlighting cultural backgrounds, contributions and accomplishments as well as to honor the legacy of Americans of African descent at the local, national, and international level; and

WHEREAS, this observance began with Carter G. Woodson in 1926 for the purpose of teaching the history of African Americans to show how they are part of the American history as a whole; and

WHEREAS, this tradition of education continues throughout the United States promoting awareness of African American history to the public; and

WHEREAS, the student body of Keigwin Middle School has a collection of materials on the African-Americans in our society, including historic exhibits collected by and related to Mr. Raymond Townes, a Middletown Resident; and

WHEREAS, Black History Month highlights the intellectual, political, military, scientific and educational achievements of Americans of African descent and the public can become part of this observance by having open discussions with family and friends and by visiting the Keigwin Middle School Display on Thursday February 16.

NOW, THEREFORE, BE IT RESOLVED, BY THE COMMON COUNCIL OF THE CITY OF MIDDLETOWN: That we consider Black History Month a valuable approach to discover more about African Americans and their significance in the history of mankind; and

BE IT FURTHER RESOLVED: That we thank the Keigwin Middle School Student Body and Mr. Townes for their efforts to educate us and we encourage all citizens to take advantage of their hard work by visiting their collection of materials featuring the works of African Americans.

Agenda Item 4
Description

Approval of Minutes

The Chair asks for a motion to approve the minutes of the regular Common Council meeting of January 3, 2012 at 7 p.m. meeting; Special Meetings of January 3, 2012 at 6 p.m., January 12, 2012 at 7 p.m., and January 31, 2012 at 7:15 p.m.; the minutes of the meetings having been deposited with the Mayor and Corporation Counsel and copies of the same having been served on each and every Council Member, the reading of the same having been dispensed with, Councilman Serra moves them for approval and there is a second by Councilman Pessina. Councilman Daley abstains from the vote on the minutes of January 31, 2012 at 7:15 p.m. Councilwoman Kleckowski also abstains

from the vote on the minutes of January 31, 2012 at 7:15 p.m. The Chair asks if there is any discussion; hearing no other discussion, he calls for the vote. The Chair states the minutes are approved unanimously with the noted abstentions.

Agenda Items	5 and 6
Description	Public Hearing on Bond Ordinance Amendment

Public Hearing Opens	The Chair opens the public hearing at 7:36 p.m. on the Bond ordinance appropriating an additional \$40,000 for City Hall Energy Conservation Improvements and asks those wishing to address this to come forward.
Public Hearing Closes	The Chair, seeing no one wishing to speak on this item, closes the public hearing on the bond ordinance at 7:36 p.m.

Agenda Items	7 and 8
Description	Public Hearing on Agenda Items

Public Hearing Opens	The Chair opens the public hearing on all other agenda items at 7:37 p.m. He states if the item is not on the agenda, the Council is holding a meeting for public comments on Thursday, February 9, 2012.
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Arlene Rich, speaks on item 10F, the report regarding the Council Chamber improvements. It has been 15 years since you started televising; nothing can be more aggravating if someone comes up here and if they do not speak into the microphone, you cannot hear them. I think it is about time to do this. It is not just the audio for Planning and Zoning, but it was visually terrible. I couldn't see my friends speak. The equipment needs to be replaced and it is terrible to sit home and try to hear important information and you can't. After 15 years, it is time to renew the equipment; we really need it. Being able to stay home and listen to the program is a bodily saving. It is hard to try to get parking at City Hall. We need to be able to hear what you are doing and the equipment needs to be replaced and you pay Comcast to record the meetings. Are they recording what the public is hearing or another source. Do they hear it before we hear it and your recordings may be useless. Please think about changing the equipment especially the public microphone. Find the money in the budget to do that.

Ed Dypa states he is speaking to Agenda Item 12-2, the tax relief program for seniors and the Senior Services Commission had recommended this program six years ago and he knows the City works slow but we finally have something going. The seniors live on fixed incomes. If you are able to reach the age of 65 and retire, they will know what living on a fixed income is and it is not fun. If the City could live on a fixed budget, you would know how it would impact the citizens. I would like to see the threshold higher and a larger tax relief, but I want the Council to know that he thanks the administration for stepping forward to do this. His parents had a tax relief program and they froze the assessment on the house and if it wasn't for that, they would not have been able to live out their lives in their home. He asks the Council to pass this.

Earle Roberts addresses various items on the agenda. He begins with item 12-2 the tax relief. He salutes the promises made during the political season and doing it whether we agree to do it or not. It is not confusing but it can be reading the verbiage. It would be helpful to make it more simplified than it boils down to. The other aspect of credits and he agrees with the previous speaker and he had relatives with the freeze and it did help. It is the balance on how this gets paid for. There are younger people who are struggling and this has to be made up unless we cut spending to offset the initiative and that is what we are all about as citizens. He will listen to the discussion. He discusses agenda item 12-10 with ticket collection and the private company and looking at the background troubles him that we have people in our own household and pay for it why we are not doing it in-house and we have to offset the burden to do the same job and he didn't read what kind of optimism this would bring about. Last issue he has is agenda item 12-12, the hiring of more police officers and if you read all the whereases, we are doing it as a hiring increase and is under the new contract and it is not justified. What will this do for the City in the area of crime and hostilities and what it will save on the creation of positions and there is another increase of an additional supervisor and three more and it says it should realize significant savings. What is the net return and he hopes the Council will consider that. The grand list is down and jobs are not that good and they will have to struggle paying for increases and he hopes the budget will be a decrease.

Jeff Daniels, President of Local 466 addresses the personnel resolutions and

states he missed the Personnel Review Committee meeting. On agenda item 12-3 approving amending the job description for Carpenter with a devaluation; the Carpenter retired in July and the past 7 months, the Board of Education has outsourced to the tune of \$75 per hour. He supplied some of the information, but if you look at Grade 9, Step 6, the maximum is \$29.00 per hour and we have been paying \$75 an hour for the outsourced work. They can use a temp for 90 days and he supplied to the Mayor and Board of Education Chair documentation from the Board on what they are paying to our source the work. There is no cost savings and to devalue this job, we need to hear their reason for not putting someone there. They wanted to amend it and didn't negotiate the job with the Union and devaluing it is unjust when you are spending \$75 per hour outsourcing it. If we look at what is going out with outsourcing with the 9999 Purchase Orders and nurses and these monies add up to a lot of money. He commends the Mayor and his Assistant and we are collaboratively working and you asked about the other maintenance job and it was a supervisor job and when the person left, they got rid of that job and that job description should not be devalued. Ken Jackson got rid of one of them and it was already stripped and they are adding a job at an equal pay grade. They say they are not responsible for the duties, but when they need someone, they contact his guy in the Union. His employee still does the work but was stripped of that position at the Board of Education and that job is not devalued and it is a lost job. You need a good carpenter in this town so we don't outsource. We have reasonable rates even with overtime. We need to post this job and get rid of the contractor, Brown and Wilmer. The Board of Education agreed to post this, but Brown and Wilmer is there every weekend. The Chair thanks Mr. Daniels.

Salvatore Caracoglia states about seven years ago this Council passed a resolution which was the procedural meetings would eliminate items not on the agenda. The Chair asks what he is speaking on. He asks about items not on the agenda and if it will be restored. The Chair states they can be heard at the public hearing on items not on the agenda and this month it is February 9. The Chair asks him to stay on the agenda. Mr. Caracoglia states agenda item 12-4, the maintenance worker and he believes there was one paid \$105,000; how does someone make that much money as a maintenance worker. How does the maintenance worker reach the salary. The Chair states it is amending the job description, please keep your comments related to the subject. Mr. Caracoglia states it is; the salary cap for maintenance worker how does it reach \$105,000 and how would they do that and can you answer that. The Chair responds this is not an exchange. Mr. Caracoglia states he is on the agenda item. The Chair states you are using like words and not discussing the item. He will not have an exchange here; you can comment on this item and we will not have a debate on this. It is for us to hear your perspective and if you have a thought, please relay that to us. Mr. Caracoglia states any public meeting, a citizen has a right to express their concerns. He brings up First Amendment rights. The Chair states the first amendment prevents the government from censoring you. We have a right to maintain order at these meetings and the Corporation Counsel can explain that to you. Attorney Ryan states at the Council's organization meeting, they adopted Roberts Rules of Order, 11th Edition and a code of decorum for the public and it says when speakers stray from the agenda and you appear to be doing that because agenda item 12-4 is about an updated job description, you can be ruled out of order. Mr. Caracoglia states does Robert's Rules say you can take away a public hearing not on agenda items. The Chair states you are out of order. He asks the Sergeant-at-arms to come forward. Officer Ward escorts Mr. Caracoglia out of the room.

The Chair asks if other members of the public wish to speak on agenda items. Seeing no one, the Chair closes the public comment portion of the agenda at 8 p.m.

Agenda Item

Description

9

Appropriation Requests

The Council Clerk reads the appropriation requests and Certificate of the Director of Finance.

Appropriation Request:

MAYOR'S OFFICE
MUNICIPAL BUILDING

NOTICE OF PUBLIC HEARING

Notice is hereby given that a regular meeting of the Common Council of the City of Middletown will be held in the Council Chamber of the Municipal Building on Monday, February 6, 2012 at 7 o'clock p.m. to consider and act upon the following:

Police Department	\$197,000, Account No. 1000-18000-51340-0180, Police Overtime, General Fund.
Emergency Management	\$8,047.26, Account No. 1000-25500-52110, General Administrative,

General Fund.

Energy Conservation

"An Ordinance Deauthorizing by \$40,000 the Appropriation Bond Amendment for Water Pollution Control Treatment Plant Energy Conservation Improvements and Reducing by \$40,000 The Issue of Bonds of the City to Meet Said Appropriation and Pending the Issuance Thereof the Making of Temporary Borrowings for Such Purpose."

Any and all persons interested may appear and be heard.

ATTEST:
DANIEL T. DREW
Mayor

CERTIFICATE OF DIRECTOR OF FINANCE:

To: His Honor Mayor Daniel T. Drew
and Members of the Common Council
From: Finance
Date: February 3, 2012
RE: Certification of Funds

This is to certify that funds sufficient to meet the appropriations requested at your meeting of February 6, 2012 are available as follows:

General Fund	\$205,047.26
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Energy Conservation	\$40,000
Deauthorization	
Bond Amendment	

Respectfully submitted,
Carl Erlacher
Director of Finance

Appropriation 9-1

Councilman Santangelo reads and moves for approval the \$197,000 for the Police Department. Councilman Pessina seconds the motion. The Chair asks for discussion.

Motion to Amend

Councilwoman Kasper states she would like to amend the amount of appropriation to reduce it to \$150,000; as explained to us at Finance and Government Operations, there will be some scheduling changes and they will bring in more officers and this request should bring it to the end of the year and if it doesn't, they will look at an additional appropriation in May. Councilman Pessina seconds the motion. The Chair calls for discussion; seeing none, he calls for the vote. It is unanimous to approve with twelve aye votes. The Chair declares the amendment passes with twelve affirmative votes.

The Chair calls for discussion on the underlying motion. Seeing no discussion, he calls for the vote. It is unanimous to approve with twelve aye votes. The Chair states the matter passes unanimously with twelve affirmative votes.

Police Department **\$150,000, Account No. 1000-18000-51340-0180, Police Overtime, General Fund.**

(AMENDED AND APPROVED)

Appropriation **9-2**

Councilman Serra states the next item should be a nay vote, is the appropriation request for Emergency Management; it will be done with transfers within their budget.

Councilwoman Kasper reads the appropriation request for Emergency Management. Her motion is seconded by Councilman Pessina. Councilman Serra states at the Finance and Government Operations Committee meeting, the director said he could find the money in his budget and if short, he will come back toward the end of the fiscal year.

The Chair calls for discussion; seeing no discussion, he calls for the vote. It is one aye vote by Councilman Bibisi and eleven nay votes by Council Members Serra, Klattenberg, Bartolotta, Daley, Santangelo, Kasper, Faulkner, Pessina, Salafia, Berch, and Kleckowski. The Chair states the matter fails with eleven negative votes and one affirmative vote.

Emergency Management
(DEFEATED)

\$8,047.26, Account No. 1000-25500-52110, General Administrative, General Fund.

Agenda Item

9-3

Councilman Klattenberg reads and moves for approval the bond ordinance deauthorizing the appropriation for the Water pollution Control Treatment Plant Energy Conservation Improvements and reducing by \$40,000 the issue of bonds of the City to meet said appropriation and pending the issuance thereof the making of temporary borrowings for such purpose.

The Chair asks for a motion to waive the reading of the rest of the ordinance; Councilman Pessina so moves and is seconded by Councilman Daley. The vote is called and it is unanimous to approve, with twelve aye votes, to waive the reading of the rest of the ordinance. The Chair states the matter passes unanimously.

The Chair asks for discussion on the underlying motion. Hearing none, he calls for the vote by roll call and states indicate support or opposition by saying aye or nay:

Councilwoman Bartolotta	Aye
Councilman Berch	Nay
Councilman Bibisi	Nay
Councilman Daley	Aye
Councilman Faulkner	Aye
Councilwoman Kasper	Aye
Councilman Klattenberg	Aye
Councilwoman Kleckowski	Aye
Councilman Pessina	Aye
Councilwoman Salafia	Aye
Councilman Santangelo	Aye
Councilman Serra	Aye

The Chair states the matter passes with ten affirmative votes and two negative votes.

Ordinance No.
File Name
Description

(APPROVED)

01-12
\$135,000wpcatreatmentplantamendment\$40,000
“An Ordinance Deauthorizing by \$40,000 the Appropriation Bond Amendment for Water Pollution Control Treatment Plant Energy Conservation Improvements and Reducing by \$40,000 The Issue of Bonds of the City to Meet Said Appropriation and Pending the Issuance Thereof the Making of Temporary Borrowings for Such Purpose.”

AN ORDINANCE DEAUTHORIZING BY \$40,000 THE APPROPRIATION FOR WATER POLLUTION CONTROL TREATMENT PLANT ENERGY CONSERVATION IMPROVEMENTS AND REDUCING BY \$40,000 THE ISSUE OF BONDS OF THE CITY TO MEET SAID APPROPRIATION AND PENDING THE ISSUANCE THEREOF THE MAKING OF TEMPORARY BORROWINGS FOR SUCH PURPOSE

WHEREAS, an ordinance entitled “An Ordinance Appropriating \$135,000 For Water Pollution Control Treatment Plant Energy Conservation Improvements And Authorizing The Issue of \$135,000 Bonds of the City To Meet Said Appropriation And Pending The Issuance Thereof The Making of Temporary Borrowings For Such Purpose” has been enacted by the Common Council at its meeting on June 29, 2010 (the “Original Ordinance”); and

WHEREAS, the Original Ordinance authorized the appropriation and bonding authorization up to \$135,000 for the costs associated with the Water Pollution Control Treatment Plant energy conservation improvements (hereafter the “Project”); and

WHEREAS, it is expected the budget for the Project will not exceed \$95,000; and

WHEREAS, the Common Council desires to amend the Original Ordinance to reduce the appropriation and bonding authorization set forth therein so as to incorporate such decreased budget for the Project;

NOW, THEREFORE, BE IT ORDAINED AND ENACTED BY THE COMMON COUNCIL OF THE CITY OF MIDDLETOWN:

Section 1. The title of the Original Ordinance is hereby amended to reduce the amount of the appropriation and bonding authorization set forth therein by \$40,000 from \$135,000 to \$95,000.

Section 2. Section 1 of the Original Ordinance is hereby amended to reduce the amount of the appropriation set forth therein by \$40,000 from \$135,000 to \$95,000.

Section 3. Section 2 of the Original Ordinance is hereby amended to reduce the amount of the total estimated cost of the Project set forth therein by \$40,000 from \$135,000 to \$95,000.

Section 4. Section 3 of the Original Ordinance is hereby amended to reduce the amount of the bonding authorization set forth therein by \$40,000 from \$135,000 to \$95,000.

Section 5. Except as specifically modified or amended herein, all other provisions of the Original Ordinance shall remain in full force and effect.

Enacted by Common Council: _____, 2012

Notice of Passage Published: _____, 2012

Effective Date of Ordinance: _____, 2012

Agenda Item	10								
Description	<p>Department, Committee, Commission Reports and Grant Confirmations and Approvals</p> <p>Councilman Serra reads and moves for approval agenda items 10A, 10B, 10C, 10D, 10E, and 10F; Councilman Faulkner seconds the motion. Councilman Serra states he would like to speak to it on the Public Works Report from VisionPoint; the Council chamber improvements will be addressed on February 9, 2012 as a separate meeting after the Community meeting relative to funding for this.</p> <p>The Chair asks if there is any further discussion; seeing none, calls for the vote. It is unanimous to approve with twelve aye votes. The Chair declares the matters pass unanimously.</p>								
Agenda Item Description (Approved)	<p>10A Town Clerk Certification January, 2011</p> <p>I, Sandra Russo Driska, City and Town Clerk of the City of Middletown, and custodian of the records and seal thereof, hereby certify that all ordinances and appropriations passed and adopted at the regular meeting of the Common Council on January 3, 2011 at 7:00 p.m. and specials meetings on January 3, 2011 at 6:00 p.m., January 9, 2011 at 7:00 p.m. and January 31, 2011 at 7:15 p.m. have been advertised in the local newspaper.</p> <p>Attest: Sandra Russo Driska City & Town Clerk</p>								
Agenda Item Description (Accepted)	<p>10B Monthly Reports Finance Department – Transfer Report to January 30, 2011 Public Works Report with summary/Bldg Permits for December 2011</p>								
Agenda Item Description (Approved)	<p>10C Grant Confirmation and Approval – Board of Education</p> <table><tr><td>Name of Grant:</td><td>As Listed Below</td></tr><tr><td>Amount</td><td>\$575,709.74</td></tr><tr><td>Code:</td><td>2450-33000-</td></tr><tr><td>Grant Period:</td><td>From: 7/1/2011 To: 6/30/201</td></tr></table> <p>Type of Amount Loaned from General \$0.00 Department Administering Middletown Board of Education</p> <p>When any department, commission, office or agency is the recipient of any federal, state or other grant allocated for specific purposes, these funds shall be immediately transferred to the specific unit which has made application for such grant. Confirmation and approval of such transfer shall be given at the next regularly scheduled sessions of the Common Council. Notwithstanding any other Charter provision, the action of the Common Council in confirming and approving such transfer shall be an appropriation; no public hearing thereon shall be required and said funds may then be expended for the purposes for which they were granted.</p> <p>Description of services to be provided by this 760 - Bielefield-Family-School Connection \$139,500; 769 - Middletown Teen Theater \$300; 810 - Idea-Part B Section 611-Public \$5,295; 812 - Idea-Part B Section 619 \$161; 820 - Parent Leadership-PLTI \$3,000; 841 - Special Ed Medicaid \$588.98; 852 - Universal Service Fund \$50; 855 - United Way-Healthy Youth \$4,500; 867 - Title III Part A-English Language Acquisition \$24,388; 894 - Swaim Strings Program \$5,100; 700 - Food Services Receipts \$72,251.88; 801 - Cigna Certified & Paras \$203,853.04; 803 - Workers' Compensation \$2,945.20; 804 - Preschool Program Fees \$4,110.24; 807 - Aetna Classified \$314.29; 809 - Maintenance/Rentals \$14,183.27; 823 - Curriculum Receipts \$332.59; 833 - Adult Education Receipts \$28,629.25; 895 - Special Ed Tuition Reimbursement \$65,457; 901 - Keigwin Parent Fees \$200; 902 - Student Activities-W.W.M.S. \$550. Total Special Programs Through 12/16/2011 \$7,817,916.39 ADDITIONS \$575,709.74 Total Special Programs Through</p> <p>Requested by: Michael J. Frechette, Ph.D.</p>	Name of Grant:	As Listed Below	Amount	\$575,709.74	Code:	2450-33000-	Grant Period:	From: 7/1/2011 To: 6/30/201
Name of Grant:	As Listed Below								
Amount	\$575,709.74								
Code:	2450-33000-								
Grant Period:	From: 7/1/2011 To: 6/30/201								
Agenda Item Description (Approved)	<p>10D Grant Confirmation and Approval – Mayor’s Office/School Readiness</p> <table><tr><td>Name of Grant:</td><td>School Readiness - Books for Children</td></tr><tr><td>Amount</td><td>\$1,200.00</td></tr><tr><td>Code:</td><td>2350-01000-</td></tr><tr><td>Grant Period:</td><td>From: 12/6/201 To:</td></tr></table> <p>Type of Local Amount Loaned from General \$0.00 Department Administering Mayor's Office/Board of Ed/School Readiness Council</p> <p>When any department, commission, office or agency is the recipient of any federal, state or other grant allocated for specific purposes, these funds shall be immediately transferred to the specific unit which has made application for such grant. Confirmation and approval of such transfer shall be given at the next regularly scheduled sessions of the Common Council. Notwithstanding any other Charter provision, the action of the Common Council in confirming and approving such transfer shall be an appropriation; no public hearing thereon shall be required and said funds may then be expended for the purposes for which they were granted.</p> <p>Description of services to be provided by this ProHealth Physicians has donated funding for the purchase of books for children; the books will be distributed by the School Readiness Council.</p> <p>Requested by: Mayor Daniel T. Drew</p>	Name of Grant:	School Readiness - Books for Children	Amount	\$1,200.00	Code:	2350-01000-	Grant Period:	From: 12/6/201 To:
Name of Grant:	School Readiness - Books for Children								
Amount	\$1,200.00								
Code:	2350-01000-								
Grant Period:	From: 12/6/201 To:								

Agenda Item Description (Approved) 10E
Emergency Purchase – Water and Sewer
North Main Street Sewer Pump Station

Agenda Item Description (Approved) 10F
Report – Public Works
Technology Improvements in the Council Chamber

Agenda Item Description 11
Payment of Bills

Councilman Serra moves to pay all City bills that have been properly approved and his motion is seconded by Councilwoman Kasper. The Chair asks for discussion; hearing none, he calls for the vote. It is unanimous to approve with twelve aye votes. The Chair states the matter passes unanimously.

Agenda Item Description 12
Resolutions, Ordinances, etc.

Agenda Item 12-1

Councilman Klattenberg reads and moves for approval agenda item 12-1; his motion is seconded by Councilman Serra. Councilman Klattenberg asks to speak to it. He clarifies that the word change is, there are two funds relating to senior activities and this was intended to assist with the Eckersley Hall building when the publicity was announced and two organizations came forward and made significant donations to the future renovation to this building so the fund wording has been changed to address the intent of the funds received to date and that is why it appears today.

The Chair calls for further discussion; seeing none, he calls for the vote. The vote is unanimous with twelve aye votes. The Chair states the matter passes unanimously.

Ordinance No. 02-12
File Name sec47-35
Description Approving amending Article XV Middletown Senior Center Fund. Section 47-35. Purpose, of Chapter 47 of the Middletown Code of Ordinances.
(Approved)

Be it ordained by the Common Council of the City of Middletown: That Article XV Middletown Senior Center Fund, Section 47-35, Purpose, of Chapter 47 of the Middletown Code of Ordinances is hereby amended to read as follows:

ARTICLE XV

Middletown Senior Center Fund

Section 47-35. Purpose.

There shall be a Fund created to be known as the “Middletown Senior Center Fund” to supplement income and expenses associated with the [programming for] **renovation of** the Middletown Senior Center, including but not limited to materials, supplies, equipment, [program coordination, facilitators,] rentals, renovation costs and travel in support of activities associated directly with the needs of the [center] **project**.

Agenda Item 12-2

Councilwoman Bartolotta reads and moves agenda item 12-2 for approval; her motion is seconded by Councilman Pessina. Councilwoman Bartolotta states she would like to make a friendly amendment on Section D, subparagraph (3) The sentence “The income guidelines contained herein are for the 2011 program year and,” to delete the words after guidelines to the word and; on the next page, to remove the income grid. Councilman Pessina accepts this as a friendly amendment as the seconder. The Chair asks if there is any discussion.

Councilman Serra is recognized and states he will support it and they did try to do this six years ago and with the efforts of Councilman Klattenberg, they have something to work with. This is for about 400 people and the cost is approximately \$55,000 in budget 2012-13. Hopefully, the Tax Assessor will explain this in detail. He will be supporting this. The Chair asks if there is further discussion. He states this was a promise he made to the public and he hopes the Council will support it. He addresses the concerns and states income is bound by the State Statute. They can change from year to year, but the income restrictions are set by the State because we get reimbursement for the freeze portion, that is what keeps the cost down for tax payers. In terms of ease of

understanding, he will be going around the community to talk about the aspects of the program. As Councilman Serra said, assuming a one mill increase this is a \$55,000 cost and if this passes tonight the application form will be available tomorrow. If there are questions, call my office or the Tax Assessors office. Councilman Pessina thanks the Mayor for bringing this forward. Our seniors need the help especially those on fixed incomes. We need to help our seniors out because they have been our base for all these years. Our actions set the tone for future years and he thinks this will grow. He asks the Council to support this; he will be.

The Chair asks if there is any further discussion. Seeing none, he calls for the vote on the amendment. The vote is unanimous, with twelve ayes. The Chair states the matter passes unanimously. He calls for discussion on the underlying motion; hearing none, he calls for the vote on the amended ordinance. It is unanimous to approve with twelve aye votes. The Chair declares the matter passes unanimously.

Ordinance No.**03-12****File Name****11HRD-nondiscriminationcert12-20-11****Description****Approving adding a new Article II, Senior Citizen Tax Relief Regulations and a new Section 272-17. Senior Citizen Tax Relief. To the Middletown Code of Ordinances.****(Amended and Approved)**

Be it ordained by the Common Council of the City of Middletown: That a new Article II and new Section 272-17 be added to Chapter 272 of the Middletown Code of Ordinances to read as follows:

ARTICLE II**§272-17. SENIOR CITIZEN TAX RELIEF REGULATIONS****Section A. Generally.**

The City hereby enacts tax relief for the elderly eligible residents of the City for the fiscal year commencing July 1, 2012 on the terms and conditions provided herein. Unless otherwise stated, tax relief shall refer to all programs in this Article.

(1) **Requirement.** Before any tax relief shall be given, such person must first have applied and qualify for tax relief under any other state statute under which he or she is eligible. Applicants cannot combine or receive tax relief under more than one of the following local programs.

(2) **Must be eligible.** The application for tax relief under this Article shall have been made by such person after he or she has become eligible to apply therefore.

(3) **Reimbursement.**

(a) **Credit.** If any person with respect to whom a claim for tax relief in accordance with this section has been approved for any assessment year transfers, assigns, grants or otherwise conveys subsequent to the first day of October, but prior to the first day of August in such assessment year the interest in real property to which such claim for tax relief is related, regardless of whether such transfer, assignment, grant or conveyance is voluntary or involuntary, the amount of such tax relief benefit, determined as the amount by which the tax payable without benefit of this section exceeds the tax payable under the provisions of this section, shall be a pro rata portion of the amount otherwise applicable in such assessment year to be determined by a fraction the numerator of which shall be the number of full months from the first day of October in such assessment year to the date of such conveyance and the denominator of which shall be twelve. If such conveyance occurs in the month of October the grantor shall be disqualified for such tax relief in such assessment year. The grantee shall be required within a period not exceeding ten days immediately following the date of such conveyance to notify the assessor thereof, or in the absence of such notice, upon determination by the assessor that such transfer, assignment, grant or conveyance has occurred, the assessor shall determine the amount of tax relief benefit to which the grantor is entitled for such assessment year with respect to the interest in real property conveyed and notify the tax collector of the reduced amount of such benefit. Upon receipt of such notice from the assessor, the tax collector shall, if such notice is received after the tax due date in the municipality, no later than ten days thereafter mail or hand a bill to the grantee stating the additional amount of tax due as determined by the assessor. Such tax shall be due and payable and collectible as other property taxes and subject to the same liens and processes of collection, provided such tax shall be due and payable in an initial or single installment not sooner than thirty days after the date such bill is mailed or handed to the grantee and in equal amounts in any remaining, regular installments as the same are due and payable.

(b) **Deferral.** Deferral lien will be required to be paid upon the death of the recipient, conveyance of the real property subject to such tax deferral, or when the real property subject to such tax deferral is no longer the recipient's primary residence. The assessor will notify the Tax Collector upon verification that the applicant is no longer eligible. Repayment is due no later than sixty (60) days from the Tax Collector's written request.

(4) **Reimbursement upon death.** All benefits shall be reimbursed to the City upon the death of the recipient or conveyance of the real property subject to taxation in accordance with subsection (6) of this section.

(5) **No delinquent taxes.** There must be no delinquent taxes as of the close of the application period (May 15) on the real property as of June 30, of the prior year. This will apply to new applicants and at the time of renewal. Current participants will not be grandfathered.

(6) **Residency.**

(a) Such person shall have owned real property in the City for at least one (1) year prior to the start of receiving benefits, i.e. July 1, per G.S. § 12-129n and has paid real estate taxes

on a residence to the City for a period of one (1) years per G.S. § 12-129n prior to his or her application for tax relief.

(b) The real property for which the exemption is claimed must be the legal domicile of such person, and such person shall be present in residence therein for at least one hundred eighty three (183) days in each grand list year for which the exemption is claimed. Such claim for exemption shall be for one (1) residence only.

(c) Either spouse shall have resided within this state for at least one year before filing a claim under this section.

(d) In any case where title to the real property is recorded in the name of the taxpayer or his spouse and/or any other person or persons, the tax relief granted herein shall be prorated to reflect the fractional share of such taxpayer or spouse; and, furthermore, if such property is occupied as a multiple-family dwelling, such relief shall be prorated to reflect the fractional portion of such property occupied by the taxpayer.

Section B. Curtilage.

The tax credit for real property as provided herein shall apply only to the residence itself, the lot on which the residence is located and the improvements thereon. Only that portion of the lot equal to the minimum zoning requirement where the lot is situated shall receive tax credit.

Section C. Application.

(1) Any eligible taxpayer, or his or her authorized agent, shall file an application for tax relief under this Article with the Tax Assessor of the City, between February 1st and through May 15th on a form prescribed and furnished by the City. In making such application the taxpayer shall present to the Tax Assessor a copy of their federal income tax return for the previous calendar year, or if not required to file a return, such other evidence of qualifying income which the Tax Assessor may reasonably require to establish compliance with the income qualifications provided in this Article. The applicant, or his or her authorized agent, shall sign a sworn affidavit, in the presence of the Tax Assessor or a member of the Tax Assessor's staff affirming the accuracy of the statements in the application.

(2) When the Tax Assessor is satisfied that the applying taxpayer is entitled to tax relief under this Article, he shall compute the amount of such tax relief or tax deferral and cause a certificate of tax credit to be issued in such form as to permit the Tax Collector to reduce the amount of tax levied against the taxpayer and make proper record thereof, and a copy thereof shall be delivered to applicant. The tax credit shall be applied proportionately to the tax payments.

(3) Any person aggrieved by the decision of the Tax Assessor may appeal to the Board of Assessment Appeals in accordance with the provisions of G.S. §§ 12-111 and 12-112.

(4) Affidavits, applications or other documents presented in support of the application for tax relief shall not be open for public inspection and shall not be disclosed except in case of an appeal or in connection with claims of fraud to the proper authorities.

(5) Any person entitled to the tax relief pursuant to this article is required to file biennially for the benefit; however, if the taxpayer's income exceeds or changes under this Article, and as set forth under subsection (2) above, said person shall be required to reapply.

Section D. Local Option Tax Credits, Deferral

As provided under Section §12-129n of the Connecticut General Statutes, any person who owns real property in the City or who is liable for the payment of taxes thereon under § 12-48 C.G.S. and occupies that property as his or her own principal residence, shall be eligible for the real property tax relief set forth in this Article provided all of the following conditions are met:

(1) *Age.* Applicants must be (1) sixty-five years of age and over, or whose spouses, living with them, are sixty-five years of age or over or sixty years of age or over and the surviving spouse of a taxpayer qualified in such municipality under this section at the time of his or her death or with respect to real property on which such residents or their spouses are liable for taxes under section 12-48 C.G.S, or (2) under age sixty-five and eligible in accordance with applicable federal regulations to receive permanent total disability benefits under Social Security, or have not been engaged in employment covered by Social Security and accordingly have not qualified for benefits thereunder, but have become qualified for permanent total disability benefits under any federal, state or local government retirement or disability plan, including the Railroad Retirement Act and any government-related teacher's retirement plan, in which requirements with respect to qualifications for such permanent total disability benefits are comparable to such requirements under Social Security.

(2) *Income.* The purpose of this Article is to provide tax relief based upon the total income available to the applicant(s) in the home without regard to the exclusion of certain income or to certain deductions which might otherwise be allowable by the Internal Revenue Service Code of 1986, as may be amended from time to time. Such person(s) shall have individually, if unmarried, or jointly, if married, qualifying income in an amount not to exceed limits described below for the tax year ending immediately preceding the application for tax relief benefits. Accordingly, qualifying income is defined as set forth below.

(a) Income is the total income in the home shown on Line 22 of the current IRS form 1040 [or line 15 of the current IRS form 1040A] plus nontaxable income received from Social Security plus federally tax exempt interest or other income and includes income paid to or given to the applicant or his or her eligible spouse by persons living in the home.

(b) In determining the total income in the home there shall be no allowance for: 1) business losses in excess of business gains [current IRS form 1040 Schedule C or Schedule C-EZ]; 2) losses in excess of gains on current IRS form 1040 Schedule E (page 1 line 17) (rental real estate, royalties, partnerships, S-corps, trusts, etc.); and/or 3) negative income on current IRS form line 21.

(c) The reference to current IRS forms shall include comparable data as contained in any revised IRS forms.

(d) Where an applicant does not file an IRS form, the information used to calculate total income in the home, shall be the information which would have been included on an IRS form, had one been filed, i.e., SSA-1099; 1099-Div.; 1099-Int.; 1099-R; etc.

(e) In the event of a question with respect to income or a claimed exemption of income, or deduction from income, not specifically referred to in this section, the Assessor shall make a determination based upon the purpose of this article. Any dispute on this section, or any other section, may be appealed to the Board of Assessment Appeals.

(f)

(3) *Local Option Tax Credits.* Applicants who make \$5,000 more than the maximum income requirements under the State of Connecticut Elderly and Totally Disabled Tax Relief Program, and adjusted annually, may apply for a Local City of Middletown Option. The income guidelines may change annually based on the income levels declared by the State Department of Office of Policy & Management and Intergovernmental Policy Division as provided under C.G.S. §12-170aa.

(4) *Local Option Tax Deferral.*

(a) Benefit shall be up to one hundred (100) percent of tax due less amounts received under state elderly tax relief programs.

(b) All benefits shall be reimbursed in accordance with Section A. (3) (4).

(c) The amount of such tax deferral, plus interest calculated at the rate of one and one-half per cent of such tax for each month or fraction thereof which elapses from the time when such tax becomes due and payable until the same is paid, shall be recorded on the land records of the City and shall constitute a lien on the property. Any such lien shall have a priority in the settlement of such person's estate.

(d) Total deferments plus interest for all years shall not exceed the assessed value of the real property.

Section E: Local Option Tax Freeze

As provided under Section §12-170v of the Connecticut General Statutes, which authorizes municipalities to freeze taxes for qualifying seniors, any person who owns real property in the City or who is liable for the payment of taxes thereon under § 12-48 C.G.S. and occupies that property as his or her own principal residence, shall be eligible for the real property tax relief set forth in this Article provided all of the following conditions are met:

(1) *Age.* On December thirty-first of the calendar year preceding the year in which a claim is filed, be (A) seventy years of age or over, (B) the spouse of a person, seventy years of age or over, provided such spouse is domiciled with such person, or (C) sixty-two years of age or over and the surviving spouse of a taxpayer who at the time of such taxpayer's death had qualified and was entitled to tax relief under this section, provided such surviving spouse was domiciled with such taxpayer at the time of the taxpayer's death,

(2) *Income.*

(a) The taxable and nontaxable income of such taxpayer, the total of which shall hereinafter be called "qualifying income", in the tax year of such homeowner ending immediately preceding the date of application for benefits under the program in this section, was not in excess of limits set forth in section 12-170aa, as adjusted annually, evidence of which income shall be submitted to the assessor in the municipality in which application for benefits under this section is filed in such form and manner as the assessor may prescribe. The amount of any Medicaid payments made on behalf of such homeowner or the spouse of such homeowner shall not constitute income. The income of the spouse of such homeowner shall not be included in the qualifying income of such homeowner for purposes of determining eligibility for tax relief under this section, if such spouse is a resident of a health care or nursing home facility in this state, and such facility receives payment related to such spouse under the Title XIX Medicaid program.

(b) Each applicant shall sign an affidavit (City application) and IRS Form 4506, allowing the City to verify the prior two (2) years' tax returns, certifying that the information provided with respect to such applicants' total income in the home is true and accurate to the best of the knowledge of the applicant.

(c) The taxpayer may have no more than \$125,000 in assets, excluding the residence for which relief is sought.

(3) *Change of Assessment.* In the event that the applicant shall make improvements to his property resulting in an increase in his assessment, an amount calculated by multiplying the increase in taxpayer's assessment attributable to the improvement by the mill rate in effect in the year such reassessment takes place shall be added to the freeze amount then applicable to obtain a revised freeze amount which will be the freeze amount for subsequent assessment years.

(4) *Effective Date.* The tax freeze pursuant to this section shall take effect with the next tax bill.

Section F. Effective date and duration.

This article shall apply to the taxes for the fiscal year beginning July 1, 2012 and shall be reviewed thereafter annually during the month of September, beginning in September 2013. Any amendments to the ordinances in this Article shall be effective as of the date set forth in said section.

(a) Unless otherwise extended, this tax relief shall expire after the Grand List of October 1, 2013.

Agenda Item

12-3

Councilwoman Kasper reads agenda item 12-3 and states she would like to table this and there were job duties added to this. She would like it reviewed under Maximus.

Motion to Refer

Councilman Serra states with that, he would move to refer this back to the Personnel Review committee. Councilman Berch seconds that motion. The Chair states we will vote on the motion to refer. He calls for the vote on the

motion to refer. It is unanimous with twelve aye votes. The Chair states the motion to refer carries unanimously.

Councilman Pessina states he was glad that Councilwoman Kasper and Councilman Serra asked that it be tabled. It is disconcerting that we have pending labor litigation and moving this forward. He hopes the Personnel Review Committee will review the other hiring situations at the Board of Education and wait for the labor actions to be heard and wait for decisions before we move forward. He likes that Councilwoman Kasper will ask that it be looked at under Maximus. This is a start.

Councilwoman Kleckowski states as member of the Personnel Review Committee, information was brought forward in the public session that we did not have at our meeting. In light of that, it is important to table it and it is important that we do not have discrepancies. If the Carpenter is a City job, they should be doing work at the same level and the Board of Education should look at their outsourcing.

The Chair states all are excellent points and this is not limited to the Board of Education's hiring practices, but Union contract. The Chair states the motion carried and this will be sent to Personnel Review for further review.

Resolution No.	29-12
File Name	peresCarpenter
	peCarpenter-Revisedjobdis11-2011
Description	Approving amending the job description of the position of Carpenter, Board of Education to reflect the organization of the Board of Education and related duties with a change in Salary, from Grade 9, to Grade 8, Local #466.
(Referred to Personnel Review)	

WHEREAS, The Board of Education carpenter has recently retired; and

WHEREAS, The Board has updated the job description for the position to be more reflective of the current duties and responsibilities

NOW, THEREFORE, BE IT RESOLVED BY THE COMMON COUNCIL OF THE CITY OF MIDDLETOWN: That the job description of Carpenter – Board of Education be amended to include new language that reflects the organization of Board of Education and related duties; and,

BE IT FURTHER RESOLVED That the job description of Carpenter for the Board of Education shall be devalued from a Salary Grade 9 to a Salary Grade 8.

Financial Impact Statement: The impact of this reclassification is a savings.

Agenda Item 12-4

Councilwoman Bartolotta reads and moves for approval agenda item 12-4 and her motion is seconded by Councilman Serra. The Chair asks if there is discussion on this matter; seeing none, he calls for the vote. It is unanimous with ten aye votes by Council Members Serra, Klattenberg, Bartolotta, Daley, Santangelo, Kasper, Faulkner, Bibisi, Berch, and Kleckowski and two nay votes by Council Members Pessina and Salafia. The Chair states the matter passes with ten affirmative votes and two negative votes.

Resolution No.	30-12
File Name	peamendmaintenanceworkerBOE
	peMAINTENANCEWORKERREVISEDdes2011
Description	Approving amending the job description of the position of Maintenance Worker in the Board of Education to reflect the current duties and responsibilities with no change in Salary, Local #466, Grade 6.
(Approved)	

WHEREAS, The Board of Education has recently reviewed the job description for Maintenance Worker; and

WHEREAS, The Board has updated the job description for the position to be more reflective of the current duties and responsibilities, with no change in salary.

NOW, THEREFORE, BE IT RESOLVED BY THE COMMON COUNCIL OF THE CITY OF MIDDLETOWN: That the job description of the Maintenance Worker – Board of Education, Local #466, Salary Grade 6, be amended to include new language that reflects needs of the Board of Education.

Financial Impact Statement: No financial impact. No change in salary

Title:	Maintenance Worker
Department:	Board of Education
Date:	March 2004 December 2011
	Grade 6

Purpose of Position

The purpose of this position is to maintain **school grounds and athletic fields and facilities; perform district-wide deliveries of equipment, materials and supplies; assist in the inspection, repair and maintenance of** inspect and complete reports regarding school playground equipment; to manage the asbestos plan and inspect sites for asbestos, and to initiate the plowing and sanding of school parking lots and playgrounds. The work is performed under the direction of the Director of Facilities.

Essential Duties and Responsibilities

The following duties are normal for this position. These are not to be construed as exclusive or all-inclusive. Other duties may be required and assigned.

- **Assists in maintaining and inspecting** Maintains, inspects and prepares reports regarding playground equipment; performs grounds maintenance functions on playgrounds and athletic fields; mows and fertilizes lawns and trims bushes and trees; **and** marks athletic fields. ; ~~maintains inspection certification.~~
- ~~Manages asbestos inspections; maintains asbestos records and inspection reports; completes asbestos sampling as needed. Provides emergency sampling as needed for the City.~~
- ~~Assists in preparing asbestos management plan for all schools every three years.~~
- ~~Completes asbestos training yearly to maintain certification to complete emergency asbestos removal as necessary.~~
- Delivers materials and supplies for school maintenance; makes other miscellaneous deliveries.
- **Performs** Initiates plans for snow and ice removal and sanding of school lots, playgrounds and sidewalks.
- Provides assistance and back up to other personnel; assumes the responsibilities of Building Superintendents as needed; assists skilled tradesmen; assists mechanic with heavy equipment.
- Coordinates work with the Director of Facilities and other personnel.
- Responds to emergency situations.
- Performs other related functions as assigned or required.

Minimum Training and Experience Required to Perform Essential Job Functions

High School diploma or equivalent with a minimum of two years experience in parks, grounds or building maintenance work or any combination of education and experience that provides equivalent knowledge, skills and abilities. Position requires 40 hours of Asbestos training, Asbestos Abatement Supervisor certificate and a valid Connecticut Driver's License.

Physical and Mental Abilities Required to Perform Essential Job Functions**Language Ability and Interpersonal Communication**

- Requires the ability to perform basic level of data analysis including the ability to review, classify, categorize, prioritize and/or reference data, statutes and or/guidelines and/or group, rank, investigate and diagnose. Required discretion in determining and referencing such to established standards to recognize interactive effects and relationships.
- Required the ability to persuade, convince, influence, train and monitor, in favor of a desired outcome. ~~Requires the ability to act as a lead person.~~
- Requires the ability to utilize a wide variety of reference and descriptive data and information such as regulations, blueprints, correspondence, work orders, contractor quotations, ~~asbestos records and reports~~, inspection reports, maintenance manuals, MSDS and general operating manuals.
- Requires the ability to communicate orally and in writing with the Director of Facilities, Building Superintendents, athletic Director, tradesmen, school administration, principals, contractors, vendors and the public.

Mathematical Ability

- Requires the ability to perform addition, subtraction, multiplication and division; and to calculate percentages and decimals.

Physical Requirements

- Requires the ability to operate equipment and machinery such as bucket loader, sand trucks, ditch witch, wood chipper, paint machine, tractor, chain saw, mowers, playground equipment ~~and asbestos removal and inspection equipment~~ requiring monitoring multiple conditions and making multiple, complex and rapid adjustments. Ability to repair complex equipment and machinery.
- Requires the ability to coordinate eyes, hands, feet and limbs in performing coordinated movements such as maintaining equipment.
- Tasks involve the regular and sustained performance of moderately physically demanding work, typically involving some combination of climbing and balancing, stooping, kneeling, crouching, crawling and lifting, carrying, pushing, and pulling moderately heavy objects and materials, twenty to fifty pounds.
- Requires the ability to recognize and identify similarities or differences between characteristics of colors, shapes and sounds associated with job-related objects, material and tasks.

Environmental Adaptability

- Ability to work under potentially dangerous and uncomfortable conditions where exposure to environmental factors can cause discomfort and where there is a risk of injury.

The City of Middletown is an Equal Opportunity Employer. In compliance with the Americans with Disabilities Act, the City will provide reasonable accommodations to qualified individuals with

disabilities and encourages both prospective and current employees to discuss potential accommodations with the employer.

Agenda Item 12-5

Councilwoman Kasper reads and moves for approval agenda item 12-5 and her motion is seconded by Councilman Pessina. The Chair asks if there is any discussion. Seeing none, he calls for the vote. The vote is unanimous with twelve aye votes. The Chair states the matter passes unanimously.

Resolution No.
File Name

31-12
peamendingFirefighterjobdescription
peFIREFIGHTERJOBDES2012

Description

Approving amending the job description of the position of Firefighter to be more reflective of the duties, responsibilities, and certifications required, with no change in salary grade.

(Approved)

WHEREAS, The position description for Firefighter has not been updated since 1987; and

WHEREAS, The department has revised the description to be more reflective of the duties, responsibilities and certifications of the position, with no change in salary.

NOW, THEREFORE, BE IT RESOLVED BY THE COMMON COUNCIL OF THE CITY OF MIDDLETOWN: That the job description for Firefighter be amended to include new language that reflects needs of the department with no change in salary grade.

Financial Impact Statement: No financial impact

Title: Firefighter

Department: Fire

Date: January -2012 Revised

Purpose of Position

Responds to fire alarms and other emergencies to safeguard life and property; performs a variety of duties in response to medical emergencies, rescue operations and in the control and extinguishment of fires; administers first aid; participates in overhaul operations and other service related activities; maintains fire department buildings, quarters, and equipment; conducts fire safety checks and inspections. Receives general supervision from the Fire Chief and direct supervision from a superior officer of the Fire Department who assigns duties and reviews for proper performance.

Essential Duties and Responsibilities

The following duties are normal for this position. These are not to be construed as exclusive or all-inclusive. Other duties may be required and assigned.

- Answers fire alarms and fights fires to safeguard life and property; and is subject to call back for emergencies when off duty.
- Operates all firefighting equipment and facilities as assigned.
- Maintains interior and exterior of fire house in clean orderly condition.
- Cleans and maintains firefighting equipment.
- Performs other related functions as assigned or required.

Minimum Training and Experience Required to Perform Essential Job Functions

Must have a High school diploma or certificate of equivalency; must have a valid motor vehicle operator's license; must be a citizen of the United States; must be 18 years of age or older; must have Emergency Medical Technician (EMT) certification at time of application and must maintain EMT certification as a condition of employment; must be a non-smoker on duty for duration of employment.

Physical and Mental Abilities Required to Perform Essential Job Functions

Language Ability and Interpersonal Communication

- Requires the ability to acquire knowledge of approved principles, techniques and practices of firefighting, and specialized rescue theories and equipment.
- Requires the ability to learn fire prevention and fire fighting routines.
- Requires the ability to carry out orders as assigned.
- Requires the ability to think quickly and to act effectively in emergency situations.
- Requires the ability to read and comprehend written instructions such as hazardous material information.
- Requires the ability to communicate effectively with the public and to be an effective team player.

Physical Requirements

- Requires the ability to swim.
- Requires the ability to do prolonged heavy manual and mechanical work under adverse conditions.
- Requires the ability to drive and operate a variety of fire equipment and to obtain proper Connecticut State License.
- Requires the ability to operate water hose, tools and other fire equipment.
- Requires the ability to wear self-contained breathing apparatus, and the ability to abide by all OSHA respiratory standards.
- Requires the ability to lift and/or carry weights over 120 pounds for safety purpose.
- Requires the ability to climb stairs and ladders; and be able to maneuver into small tight spaces.

- Requires the ability to work at or around high rise structures.
 - Requires the ability to obtain a State of Connecticut CDL-B or Q Endorsement.
- The City of Middletown is an Equal Opportunity Employer. In compliance with the Americans with Disabilities Act, the City will provide reasonable accommodations to qualified individuals with disabilities and encourages both prospective and current employees to discuss potential accommodations with the employer.

Agenda Item 12-6

Councilman Berch reads and moves for approval agenda item 12-6 and his motion is seconded by Councilman Pessina. The Chair, seeing no discussion, calls for the vote. The vote is unanimous with twelve aye votes. The Chair states the matter passes unanimously.

Resolution No.
File Name
Description

32-12
pwlocipappformunicipalbldgimprovementsphase2
Approving the Mayor to sign an application to the State of Connecticut for \$3,000 from the Local Capital Improvement Program to cover the additional expenses for the City's 2007 project for improvements to all restroom facilities and replacement of the exterior doors to the east side of the Municipal Building.

(Approved)

Whereas, in April 2007, the State of Connecticut approved \$45,000 in Local Capital Improvement Grant funds for improvements to all restroom facilities in the Municipal Building and the replacement of the exterior doors to the east side of the building; and

Whereas, the project is short approximately \$3,000 to complete the improvements planned; and

Whereas, the City of Middletown may apply for additional LOCIP funds to cover the shortfall.

NOW, THEREFORE, BE IT RESOLVED BY THE COMMON COUNCIL OF THE CITY OF MIDDLETOWN: That Mayor Daniel T. Drew be authorized to sign an application to the State of Connecticut for \$3,000 from the Local Capital Improvement Program (LoCIP) to facilitate the completion of the project.

Agenda Item 12-7

Councilman Berch reads and moves for approval agenda item 12-7 and his motion is seconded by Councilman Faulkner. The Chair, seeing no discussion, calls for the vote. The vote is unanimous with twelve aye votes. The Chair states the matter passes unanimously, with twelve affirmative votes.

Resolution No.
File Name
Description

33-12
pwrockfallco.doc
Approving the building permit fee refund in the amount of \$428.80 to the Rockfall Company.

(Approved)

BE IT RESOLVED BY THE COMMON COUNCIL, OF THE CITY OF MIDDLETOWN:

That a refund be issued for Building Permit Number 7608 in the amount of \$428.80 to Rockfall Company, P.O. Box 56, Meriden, CT 06481

Agenda Item 12-8

Councilman Faulkner reads and moves for approval agenda item 12-8; his motion is seconded by Councilman Serra. Seeing no discussion, the Chair calls for the vote. The vote is unanimous with twelve aye votes. The Chair states the matter passes unanimously with twelve affirmative votes.

Resolution No.
File Name
Description

34-12
pkdwaiverPOMMunicipalsupplySecurecannisters
Approving a sole-source bid waiver for the Parking Department to purchase 275 secure internal housing canisters for the City Parking Meters by POM, Inc. from the Municipal Supply Company of New Hampshire in the amount of \$8,100 with said expenditure paid from the Parking Department's Special Fund.

(Approved)

Whereas, the City of Middletown Department of Parking Services accepts coin payment at its downtown meters valuing over tens of thousands of dollars annually contributing such income to the general fund and secondarily to the parking fund;

Whereas, after a review of Department procedures it has been discovered that all downtown units contain unsecure, disengaged and/or sawed-in-half meter canisters which could lead to unsafe conditions for employees, lead to potential malfeasance, crime or unforeseen errors in cash handling operations;

Whereas, the department requested the sole source vendor to review our meters and recommend potential solutions during an on-site review of cash operations on January 9, 2012;

Whereas, the secure canisters that fit the current parking unit infrastructure is manufactured by POM Inc of Arkansas and distributed through Municipal Supply Company of New Hampshire and is a critical need for Parking Services cash operations;

Whereas, purchase through the designated regional distributor will be \$8100 for 275 new ready-to-use canisters that fit precisely to the current downtown meters and the accompanying locking mechanism and shipping;

Whereas, the secure canisters and carts were discussed and approved by 3-0 vote by the Standardization Committee and also discussed before the Government and Finance Committee and completely and unanimously supported by the Parking Advisory Committee during its regular January meeting;

Be it Resolved by the Common Council of the City of Middletown: that the POM Inc through the Municipal Supply Company of New Hampshire be granted a bid waiver thereby permitting the City through the Parking Services Department to purchase for \$8100 as a priority the necessary secure internal housing canisters from the Department's Special Fund.

Agenda Item **12-9**

Councilman Serra reads and moves for approval agenda item 12-9; his motion is seconded by Councilman Pessina. The Chair, seeing no discussion, calls for the vote. It is unanimous to approve with twelve aye votes. The Chair states the matter passes unanimously with twelve affirmative votes.

Resolution No.	File Name	Description

35-12
pkdWaiverforMunicipalSupplySecureCannisterMechanismsandCarts
 Approving a sole-source bid waiver for the Parking Department to purchase six secure canisters for collection and two collaborative carting mechanisms and necessary shipping by POM, Inc. from the Municipal Supply Company of New Hampshire in the amount of \$5,620 with said expenditure paid from the Parking Department's Special Fund.

(Approved)

Whereas, the City of Middletown Department of Parking Services accepts coin payment at its downtown meters valuing over tens of thousands of dollars annually contributing such income to the general fund and secondarily to the parking fund;

Whereas, after a review of Department procedures it has been discovered that meter coin collection is presently unsecure with coins and cash transported in open carts and cardboard boxes leading to unsafe conditions for employees and increasing the chance of potential malfeasance, crime or unforeseen errors in cash handling operations;

Whereas, the department requested the sole source vendor to review our meters and recommend potential solutions during an on-site review of cash operations on January 9, 2012;

Whereas, the secure canisters that fit the current parking unit infrastructure is manufactured by POM Inc of Arkansas and distributed through Municipal Supply Company of New Hampshire and is a critical need for Parking Services cash operations;

Whereas, the secure canisters and carts were discussed and approved by 3-0 vote by the Standardization Committee and also discussed before the Government and Finance Committee and completely and unanimously supported by the Parking Advisory Committee during its regular January meeting;

Whereas, carts and locking mechanisms necessary to work together with the new internal meter canisters will be \$5620.00 for 6 secure canisters for collection and 2 collaborative carting mechanisms and necessary shipping;

Be it Resolved by the Common Council of the City of Middletown: that the Municipal Supply Company of New Hampshire be granted a bid waiver for \$5620.00 thereby permitting the City through the Parking Services Department and its Parking Special Fund to purchase as a priority the necessary secure locking mechanisms, transport carts and collection canisters.

Agenda Item **12-10**

Councilman Klattenberg reads and moves for approval agenda item 12-10 and wishes to speak to it. Councilman Pessina seconds the motion. Councilman Klattenberg states unfortunately he could not be at the Finance and Government Operations meeting, but he did follow up with the Parking Director and his answers to the questions we had this evening were very compelling. This system he is proposing will modernize our system and streamline the collection of past due tickets and represents an enormous savings or a new revenue stream and he can't see any fault in implementing this because of the advantages it has. He has shown how many communities use this collections system and it is long overdue. He compliments the Parking Director on trying to get a handle on the past due tickets and hopes everyone will support this.

Councilman Berch states the bid waiver, he will not support this because it should be a bid process and there should be companies out there that can do this for a lot less fee.

Councilman Serra states we have been working on this for six years and for the past years tickets, we are getting -0- revenue and over the past 10 years it is over \$1 million and this company will help us utilize this. We are unable to do this and we would have to add staff. If we do this now, we can recoup money we lost. He will be supporting this.

Motion to Table

Councilwoman Kasper states she will not support this. She would like to table. We have not gotten the analysis of the numbers yet and we don't know how many tickets are out there and without that, we don't know what the best price is. If it \$17,000 a month, and it is only \$10,000 for outstanding fees, it will cost the City. This is outsourcing and this was in a job description and until the Mayor's committee decides if parking should remain here or move to the Police Department, we should table this. Councilwoman Kasper moves to table and Councilman Bibisi seconds the motion. The Chair asks if she wants to table or to refer.

Motion to Refer

Councilwoman Kasper states she would like to see it go back to the Parking Committee and the Finance Committee. She moves to refer to this to Finance and Government Operations and the Parking Advisory Committee. Councilman Berch seconds the motion. The Chair asks if there is discussion on the motion to refer.

Hearing none, he calls for the vote on the motion to refer. It is five aye votes by Council Members Bartolotta, Kasper, Faulkner, Bibisi, and Berch; and seven nay votes by Council Members Serra, Klattenberg, Daley, Santangelo, Pessina, Salafia and Kleckowski. The Chair states the motion to refer fails.

The Chair asks for further discussion on the underlying motion and recognizes Councilman Pessina. Councilman Pessina states we have had this problem for a long time because we did not have the mechanism to go out after these individuals. This is a positive message to those who pay the parking fines. I think we talked about when we created the Department that we wanted a professional Parking Department and we don't have the staff in that Department to come close to what this company will do for us. This is the time we need to go after these individuals. The company will find them and we will get a handle on these tickets. He will support this wholeheartedly because it will create a revenue stream. Registrations will be held up for the parking tickets. We have people paying them and why should others get off, it doesn't make sense. He commends the Parking Director, Geen for the work he has done in a short time. We should get the income due to the city. Geen did a great job and answered all our questions.

Councilman Santangelo states he will support this, this evening; taking a look at it, he agrees with the ideas expressed. He is a firm believer that parking should not be moved back into the Police Department. This is a three year contract and there is a clause if it is not working to bail out. In reference to the Unions, and he appreciates what they do, but if we can do this without hiring other employees, we should do it. We should take a quick look and if it doesn't work, the contract is written well, we can get out of it. We are losing a million dollars. He can settle for the three year agreement and outsourcing is not always the way to go. He will support this.

Councilwoman Kleckowski states the Director of Parking was clear on his cost analysis and benefit analysis and that they can't follow up and our IT dept is stretched so thin that they are finding it difficult to complete it and the IT director said building it from the ground up is way too much work. It is important to outsource and the contract can be clear and concise. We should do this so money could be recouped.

Councilman Berch states he is not challenging the validity or the work, but the bid waiver. It states this is the largest company in the northeast. It is a fantastic idea to generate revenue, but he is vehemently against a bid waiver.

Councilwoman Bartolotta sates she will not support this; there are too many unanswered questions. With that said and the discussion not being accurate where Councilman Serra said we are getting -0- that is not the case. We need to take our time doing this.

Councilwoman Faulkner will not support this and agrees with several comments made; it should be bid and no one talked to the State about doing something with the State and DMV. We should be doing more before we commit for 2 or 3 years.

The Chair asks for further discussion; seeing none, he calls for the vote by roll call. He states indicate support by saying aye and opposition by saying nay.

Councilwoman Bartolotta	Nay
Councilman Berch	Nay

Councilman Bibisi	Aye
Councilman Daley	Aye
Councilman Faulkner	Nay
Councilwoman Kasper	Nay
Councilman Klattenberg	Aye
Councilwoman Kleckowski	Aye
Councilman Pessina	Aye
Councilwoman Salafia	Aye
Councilman Santangelo	Aye
Councilman Serra	Aye

The Chair states the matter passes with eight affirmative votes and four negative votes.

Resolution No.
File Name
Description

36-12
pkdPurchasingBidWaiverforComplusData
Approving a bid waiver to enter into a three-year contract with Complus Data for parking ticket and billing technologies with fiscal term of equipment and professional services for three years for a set monthly fee of \$1,700 and 20% of all past due tickets and 8% of all tickets going forward.

(Approved)

Whereas, the City of Middletown Department of Parking Services currently operates an aging and un-serviced database which houses its ticketing and violation information;

Whereas, due to the inability of the system to retrieve critical past due data and ticketing information, the City currently foregoes estimated hundreds of thousands of dollars in unpaid ticket revenue;

Whereas, Complus Data from Tarrytown New York is the #1 parking ticket and billing company in the Northeast US with a singular focus in parking billing and ticketing technologies having presented to and unanimously endorsed by the Parking Advisory Committee at its December 2011 meeting, the Parking Services Department and the City's IT Department at their joint November meeting, as the proper software and technology solution for the department's needs and also was presented to the Mayor and the City Standardization Committee which with a 3-0 vote supported the implementation of Complus;

Whereas, Complus Data will provide onsite and continuous training and 24/7 tech support after implementation. Also, the firm will provide immediate handheld technologies that will make enforcement easier, ticket collection more immediate and expand our revenue streams through aggressive unpaid historic ticket follow ups.

Whereas, the City, through Complus Data, will provide citizens the ability to pay online and will now have the ability to follow up on all past due tickets through their trademarked *Fast Track* Software and will have the ability to design, track and enforce specific parking permitted zones and will switch from paper ticket books to electronic secure data transfers

Whereas, Complus Data is recommended by current users in municipalities such as West Hartford, Greenwich, New Haven, Bridgeport, Fairfield, New Britain CT and Amherst, MA among others and by parking industry vendors who work with Complus integrated supplies;

Whereas, the City has negotiated a favorable fiscal term for Complus's equipment and professional services for 3 years, 20% of all past due tickets and 8% of all tickets going forward plus a \$1700 set monthly fee which compares favorably to other towns which pay 12% (Stratford), Greenwich – 11%, New Canaan – 12.5%, Norwich – 18.5% of all tickets;

Be it Resolved by the Common Council of the City of Middletown: that the Complus Data be granted a bid waiver thereby permitting the City through the Parking Services Department and IT Department to enter into a three year contract with Complus and fully implement this progressive parking ticketing and billing system.

Agenda Item 12-11

Councilman Daley reads and moves for approval agenda item 12-11; his motion is seconded by Councilman Pessina. The Chair asks for discussion. Seeing none, he calls for the vote. It is unanimous to approve with twelve aye votes. The Chair states the matter passes unanimously with twelve affirmative votes.

Point of Privilege

Councilman Faulkner asks for a point of personal privilege: I saw this dealing with MAT and mention that we lost our Director and offer our condolences to his family. The Chair states the passing of Mr. Cheesemen is a loss and he was a great man and thanks Councilman Faulkner for his comments.

Resolution No.
File Name
Description

37-12
pwmatease12612
Approving releasing the easement granted to the Water and Sewer Department, in 1992, for the Combined Sewer Overflow project at the intersection of Pease Avenue and North Main Street to the Middletown Transit and receiving from the Middletown Transit District a deed for a portion of the property to the City so that the City can widen the intersection of Pease Avenue and North Main Street for safer MAT bus turns onto North Main Street.

(Approved)

WHEREAS, a drainage easement that was granted to the Water and Sewer Department for a Combined Sewer Overflow project in 1992 at the intersection of Pease Avenue and North Main Street owned by Middletown Transit District is no longer needed.
NOW, THEREFORE, BE IT RESOLVED BY THE COMMON COUNCIL OF THE CITY OF MIDDLETOWN: That the Middletown Transit District be granted a release of the easement on of this property in order to build a bus maintenance and storage facility.; AND
BE IT FURTHER RESOLVED: That the Middletown Transit District be allowed to deed a portion of this property to the City of Middletown in order to widen the intersection of Pease Avenue with North Main Street allowing MAT buses a safer area to make a right-hand turn into North Main Street.

Agenda Item 12-12

Councilman Santangelo reads and moves for approval agenda item 12-12 regarding new police officers and a new sergeant. Councilwoman Kasper seconds this motion.

The Chair asks for discussion and recognizes Councilman Serra. Councilman Serra states he will support this. At the Public Safety Committee meeting, they have been dealing with covering the City, making extra districts, and he hopes to cover those districts. The Chief has an idea to do that and we are looking to cut overtime as well as there are openings in the academy at this time and timing is imperative

Motion to Amend

The Chair asks if Councilman Santangelo would like to change his motion to March, 2013; Councilman Santangelo changes the date to read March 2013. He states the Public Safety Commission is committed to this number. He believes the department will function well and they need the right number to be out there and we witnessed something out there, the wonderful event on New Year's Eve and one of the things that helps the event along is the police officers there. It is time to do this. Maybe we are starting to go in the right direction and we appreciate public safety and we will have them the appropriate number.

Motion to Amend

Councilman Daley asks they relook at the date of 2013 and what we are trying to do is moving the hiring date up. The original statement is 2012 and he makes the motion to move to reconsider the previous amendment. The Chair states do we have a second. Councilman Daley states we can make it a friendly amendment to move it back to 2012. The Chair asks for discussion to move it back. Hearing none, he calls for the vote. The vote is unanimous with twelve aye votes. The Chair states the motion carries and it is 2012.

Councilman Pessina thanks Chief McKenna and senior staff and supervisors. They did a wonderful job in reassessing the Police Department and understanding the importance of the officer on the street and through their initiative we have come to support this and he did a great job and is looking in the right direction. It is good organizational management.

The Chair, hearing no further discussion, calls for the vote on this matter. It is unanimous to approve with twelve aye votes. The Chair states the matter passes unanimously.

The Chair echoes complements for Acting Chief McKenna for a larger police force and he is doing a good job.

Resolution No.
File Name
Description

38-12
pdincreaseinmanpower-2012
Approving three additional police officer positions, with one of the positions approved as a Sergeant; approving the funding and hiring date of March 1, 2012 for these positions; and moving the hire date of three positions already approved in the current budget from April 1, 2012 to March 1, 2012 with appropriate funding.

(Approved)

WHEREAS, the Middletown Police Department has been approved and funded to increase manpower from 105 sworn to 108 sworn (Chief, Deputy Chief, four Captains, six Lieutenants, 13 Sergeants, 83 Officers) as of April 1, 2012 with the intention of adding additional positions annually to reach a total of 120 sworn; and

WHEREAS, the Department has seen an increase in the number of qualified recruits and lateral transfers applying and interviewing for employment this fiscal year; and

WHEREAS, due to the increase in the hiring pool, under the advisement of the Public Safety Committee, the Department is requesting an additional three positions, bringing the total compliment from 108 to 111 sworn, as well as to move the funding date for all six positions to March 1, 2012; and

WHEREAS, this increase in manpower will create a need for an additional supervisor, therefore the Department is requesting that one of the above six positions be approved as a Sergeant and funded as of March 1, 2012, bringing the total to 85 officers and fourteen Sergeants.

BE IT RESOLVED BY THE COMMON COUNCIL OF THE CITY OF MIDDLETOWN: That three additional Officer positions be created and funded as of March 1, 2012, that the funding for the three previously approved positions be moved up to March 1, 2012 from April 1, 2012, and that one of

these positions be funded as a Sergeant.

Financial Impact Statement:

- It will cost the City approximately \$9,268 in salaries to move the already approved Officer positions (105-108 sworn) from April 1st to March 1st.
- It will cost the City \$55,608 in salaries to create three additional Officer positions (108-111 sworn) as of March 1st.
- It will cost the City \$9,768 to fund one of the above positions as a Sergeant as of March 1st.
- If the City funds the additional three Officer positions (108-111 sworn) there will be a cost of \$15,000 in New Hire Uniforms as well as a cost of \$1,500 in Firearms.
- The creation of the positions should realize a significant savings in Replacement Overtime.

Agenda Item 12-13

Councilman Santangelo reads and moves for approval agenda item 12-13; his motion is seconded by Councilwoman Kasper.

The Chair asks for Discussion. Seeing none, he calls for the vote. It is unanimous to approve with twelve aye votes. The Chair states the matter passes unanimously with twelve affirmative votes.

The Chair thanks the Police Union for working with us and getting through negotiations. We had a contract heading to arbitration and by negotiating we saved \$150,000 in arbitration costs and we took an estimated savings of \$600,000 and removed a \$380,000 liability we would have carried on the books. He thanks the men and women of the Union and the executive board of Union. It is a positive step forward.

Resolution No.	39-12
File Name	ccpolicconaccept11-13
Description	Approving the agreement between the City of Middletown and Police Local #1361 of Council #15, AFSCME, AFL-CIO from July 1, 2011 through June 30, 2013 and authorizing the Mayor to sign on behalf of the City.
(Approved)	<p>BE IT RESOLVED BY THE COMMON COUNCIL OF THE CITY OF MIDDLETOWN: That the agreement between the City of Middletown and the Police Local #1361 of Council #15, AFSCME, AFL-CIO, July 1, 2011 through June 30, 2013 be approved; and</p> <p>BE IT FURTHER RESOLVED: That the Mayor is authorized to sign said agreement on behalf of the City of Middletown.</p>

Agenda Item 12-14

Councilman Serra reads and moves for approval agenda item 12-14 and his motion is seconded by Councilman Pessina. There is no discussion.

Councilwoman Kleckowski asks to address a question and asks if they can check into the lights and if this is for installation, why doesn't Public Works do it; don't we have staff to do this. The Chair responds about the work force during the holidays and not having time. There are no further comments or questions.

The Chair calls for the vote. It is unanimous to approve with twelve ayes. The Chair states the matter passes unanimously with twelve affirmative votes.

Resolution No.	40-12
File Name	ccreleasefundspaybish.docx
Description	Approving the reinstatement of the 10% reserve in the amount of \$869.89 for the electrical work needed to install the LED lights at the South Green into account 1000-32000-53119-0320 to pay Bish Electric for the work they completed.
(Approved)	<p>WHEREAS, LED lights were purchased and electrical work completed at the south Green to beautifully decorate the trees for the holiday season; and</p> <p>WHEREAS, all efforts were coordinated by Patricia Hutton and Claudia DeFrance who oversaw the installation of the electrical work and lighting; and</p> <p>WHEREAS, bills were incurred prior to the Council directive to reserve 10 percent from each line item; and</p> <p>WHEREAS, \$869.89 was placed in reserve and is needed to pay Bish Electric for work completed.</p> <p>NOW, THEREFORE, BE IT RESOLVED BY THE COMMON COUNCIL OF THE CITY OF MIDDLETOWN: That the 10 percent reserve from line item 1000-32000-53119-0320-00000-0000 in the amount of \$869.89 be reinstated to allow for payment of outstanding invoices.</p>

Agenda Item **12-15**

Councilwoman Kasper reads and moves for approval agenda item 12-15; her motion is seconded by Councilman Pessina.

Councilwoman Kleckowski states will not support it and it's not because she doesn't believe in efficiency; we have directors and they should make this decision. I don't understand, unless someone from Finance and Government Committee, why they put this on the agenda. The Chair states it is to review the purchase of cars.

Councilman Pessina states Hope and I, when we were elected, we wanted to get this done and he is glad to see this, that it will go to the Finance and Government Committee. The size, fuel economy, we need to be smarter and look at new technology to conserve energy and the days of big SUV's for City Departments is gone unless it is for Emergency Management, Fire and Police. The directors will explain to us why they want the vehicle and what they did for the proper size and fuel efficiency. It is long overdue and like Councilman Santangelo said we are finally getting progressive in the City.

Councilman Faulkner asks if it includes police cars; the Chief was looking at something. Councilman Pessina states everything is on the table and there are grants. The directors know we are watching what they are purchasing because we hear comments on the street.

The Chair states there have been a lot purchased and several are large SUV's; this is for controlling maintenance costs and fuel costs. The Chair calls for the vote. It is unanimous to approve with twelve aye votes. The Chair states the matter passes unanimously with twelve affirmative votes.

Resolution No.
File Name
Description**41-12****ccvehiclepurchasesthroughf&g.docx****Approving all future vehicle purchases be approved by the Finance and Government Operations committee who will review the fuel efficiency of the vehicle being purchased.****(Approved)**

WHEREAS, the current CNR has vehicles listed to be purchased at a future date and the City is concerned about costs for fuel and the environment.

NOW, THEREFORE, BE IT RESOLVED BY THE COMMON COUNCIL OF THE CITY OF MIDDLETOWN: That all future vehicle purchases shall be approved by the Finance and Government Operations Committee who will review the efficiency of the vehicles before purchasing.

Agenda Item **13****Description**
(All Approved)**Mayor's Appointments.**

The Chair reads the appointments and asks for a motion to approve. Councilman Serra so moves and his motion is seconded by Councilman Faulkner. There is no discussion. The vote is called and it is unanimous to approve with twelve aye votes. The Chair states the matter passes unanimously with twelve affirmative votes.

Mental Health Catchment Area council #10

Appointment of Deni Young to May 31, 2014.

CVH Advisory Council

Appointment of Michelle Maloney to replace Jeff Walters.

Conservation Commission:

Reappointment of Michael Ennis to February 15, 2017.
Reappointment of Ellen Lukens to February 15, 2017.
Reappointment of Katchen Coley to February 15, 2017
Reappointment of Nancy Newman to February 15, 2017.

Conservation Commission, Alternate:

Appointment of Michael Singer as an Alternate to February 15, 2016.

Middletown Preservation and Design Review Board:

Appointment of Leslie Beaudry to fill a vacancy to July 31, 2013.

Agenda Item **14****Description****Contingency Fund Transfers**

The Chair states there are no contingency fund transfers to announce

Agenda Item	15
Description	Questions to Directors on Nonagenda Items
	<p>The Chair asks if there are any questions to directors on nonagenda items. There are none.</p>
Motion to Adjourn	<p>Councilman Serra moves to adjourn and is seconded by Councilman Pessina. The Chair calls for the vote; it is unanimous with twelve ayes. The Chair adjourns the meeting at 8:55 p.m.</p>
	<p>ATTEST:</p>
	<p>MARIE O. NORWOOD COMMON COUNCIL CLERK</p>